

JC03 Rec'd PCT/PTO 16 MAY 2005

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Date 16 May 2005

Kate Hochman
Kate Hochman

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re

Attorney Docket No.: 013869-9005

Application of

RUCHALA et al.

U.S. Serial No. 10/506,866
(U.S. National Phase of
PCT/US03/07014)

International Filing Date: 6 March 2003

METHOD FOR MODIFICATION OF
RADIOTHERAPY TREATMENT
DELIVERY

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Notification of Missing Requirements under 35 U.S.C. 371 which was mailed 16 March 2005 and a copy of which is attached. Enclosed is the Declaration and Power of Attorney and a check for \$130.00 in payment of the surcharge.

Charge or credit Deposit Account No. 13-3080 with any shortage or overpayment of the required fee.

05/19/2005 GFREY1 00000093 10506866

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130.00 DP

Respectfully submitted,

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 P.O. Box 1450
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U.S. APPLICATION NUMBER NO.

10/506,866

FIRST NAMED APPLICANT

Kenneth J Ruchala

ATTY. DOCKET NO.

066744-0018

INTERNATIONAL APPLICATION NO.

PCT/US03/07014

LA. FILING DATE

03/06/2003

PRIORITY DATE

03/06/2002

TAM

20572

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Michael, Best & Friedrich LLP
 RECEIVED

MAR 24 2005

CONFIRMATION NO. 4683

371 FORMALITIES LETTER



OC000000015255806

Date Mailed: 03/16/2005

DOCKETING
 MILWAUKEE, WI

Due: 5-16-05

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 09/04/2004
- Copy of the International Search Report filed on 09/04/2004
- Copy of IPE Report filed on 09/04/2004
- Preliminary Amendments filed on 09/04/2004
- Oath or Declaration filed on 09/04/2004
- U.S. Basic National Fees filed on 09/04/2004
- Priority Documents filed on 09/04/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

DOCKETED

Date: 3-25-05 CG

Also on JAH's docket

*A copy of this notice **MUST** be returned with the response.*

TAMALA D HOLLAND

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PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/506,866 | PCT/US03/07014 | 066744-0018 |

FORM PCT/DO/EO/905 (371 Formalities Notice)